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Nina.Gates

From: Martin Camhi <martycamhi@live.com>
Sent: Friday, February 07, 2014 1:04 AM
To: Campbell, Chad; Haley, Nikki; Scott, Dukes; Arnett, Dan; Buckner, Gail; Hipp, Dawn; butch.whitfield@psc.sc.gov; PSC_Commissioner.Hamilton; PSC_Commissioner.Fleming; Aid Philip Land; Morgan, Willie; George Sheppard; Aid Scott Jaillette; anchorage1@comporium.net; Dottie Hersey; George Sheppard; jennifer stalford; rkirby@tegacaysc.org; ralph norman; John Dervay; Linda Stevenson (water advisory); Mike Harrison; Representative Ralph Norman; Senator Lindsey Graham; Martin Camhi
Subject: RE: Repsonse to Comments regarding Tega Cay Water Service (update)

PSC Commissioners Fleming & Hamilton,

I have attached the Public Service Commission's Mission Statement for your viewing (See Below). Considering the fact that the residents of Tega Cay, (customers of "Tega Cay Water Service")have never received either "Cost Effective" or "Reliable Utility Services" it is safe to say that the PSC has fallen short of their intended objectives and missed the mark as indicated in your Mission Statement. Your interpretation of a "Fair, Open and Efficient Regulatory Process" boils down to "Utilities Inc." asking for an increase and the PSC granting it. The Facts, Photos and Statements submitted by the City of Tega Cay and South Carolina Representatives as well as statements by Tega Cay Residents affected by the catastrophic sewage spills, which have increased in frequency over the years, apparently had no bearing on the final decisions made. Please read State Law 58-5-210 where it specifically refers to the PSC's "Power to Supervise and Regulate the rates and service of every public utility in the state...." The PSC also "ascertains & fixes just and reasonable standards, classifications, regulations, practices and measurements of service...by every Public Utility in this State...." Utilities Inc.'s inability to control the massive sewage spills, since they were granted their latest rate increase, should have you considering utilizing State Law 58-5-320, "Recision Alteration or Amendment of Order or Decision" which also allows the PSC to amend any order or decision, in this case a "Rate Increase" upon notice to the ORS and the Public Utility. The PSC and the ORS in conjunction should enforce this State Law on behalf of the effected residents of Tega Cay and the surrounding areas. Reports of a contaminated Lake does not have the residents and frequent users of Lake Wylie rushing to its shores. I implore the Public Service Commission to re-read the PSC Mission Statement and take a look at State Law (58-5-210) and seriously consider enforcing it.

Our Mission: A Fair, Open, and Efficient Regulatory Process That Promotes Cost-Effective and Reliable Utility Services

The Public Service Commission is hereby, to the extent granted, vested with power and jurisdiction to supervise and regulate the rates and service of every public utility in this State, together with the power, after hearing, to ascertain and fix such just and reasonable standards, classifications, regulations, practices and measurements of service to be furnished, imposed, observed and followed by every public utility in this State and the State hereby asserts its rights to regulate the rates and services of every "public utility" as herein defined.

Office Of Regulatory Staff,

Mr. Campbell,

The ORS Mission and Values Statements specifically refer to the three major areas it represents, 1- Public Interest in utility regulation by balancing the concerns of the using & consuming public. 2- the financial integrity of public utilities, and 3- the economic development of South Carolina. The public interest and concerns have been ignored and the pollution of our lakes and land cannot contribute to the "Economic Development Of South Carolina" When it comes to the Financial Integrity

of Public Utilities it is anybody's guess. A Forensic Accountant would have to review UI's Financial Reports to determine whether they are complete, accurate and consistent. The ORS lists Impartiality, Responsiveness and Excellence in their list of "Values" If this case were to be reviewed objectively by an impartial party I do not believe these three attributes mentioned above would be part of their opinion statement. It is incomprehensible that the primary agency, the ORS, who is charged with representing the "Public Interest" failed to prevent even one "Rate Increase" considering that they had a mountain of evidence at their disposal. The law of averages would have you successfully arguing and winning one of the hearings. The ORS's main responsibilities are to handle all Investigative, Legal and Prosecutorial functions. For this reason I would certainly not list efficient, effective or excellent work in describing the work of the ORS on this particular case.

I have attached the ORS "Mission Statement & Values" below for your review.

In closing let me state that there is an appearance of impropriety by the PSC and DHEC. At best these agencies are unwilling or unable to control this particular Public Utility Company, U.I.. In either case it is apparent that "THE TAIL IS WAGGING THE DOG" In my opinion, the ORS was simply unprepared and outmatched by the legal defense team hired by Utilities Inc. My hope is for a resolution that protects the Health and Welfare of all the people living this nightmare day after day, month after month for at least a decade. If the agencies charged with Regulating & Supervising utility companies cannot fulfill their sworn duties then hopefully our elected officials will step up and intercede on our behalf.

Sincerely,
Martin Camhi
Tega Cay, SC

Mission & Values

Our Mission

The Office of Regulatory Staff represents the public interest in utility regulation by balancing the concerns of the using and consuming public, the financial integrity of public utilities, and the economic development of South Carolina.

Our Values

Fundamental to the success of our agency are these basic values:

- **Integrity.** We uphold the law in every action and interaction necessary to the regulation of public utilities.
- **Impartiality.** We abide by our legislative mandate of impartiality as we strive to represent all facets of the public interest.
- **Responsiveness.** We respond to all requirements, requests, and concerns with a sense of urgency and efficiency.
- **Respect.** We respect the individual contributions of our employees and empower them to attain their professional and personal potential. We respect the consumers, public utilities, and regulatory bodies with whom we interact.
- **Professionalism.** We uphold the highest standards of professionalism in our conduct, our work ethic, and our interactions with utilities, regulatory bodies, and the using and consuming public.
Innovation. We are innovative in the way we conduct our work, solve problems, and address challenges. We strive to exceed the status quo in all we do.
- **Excellence.** Above all, we remain committed to excellence in our work, in our attitudes, and in our dealings with utilities, regulatory bodies, and the using and consuming public.

Mr. Camhi,

- 1) In regards to who will be paying for the repairs over the 12-24 months, the PSC has jurisdiction over the rates and charges and is required by state law (58-5-210) to set just and reasonable rates. One of the factors the PSC will use in setting rates is known and measurable costs incurred by the utility during the test year. With that said, the PSC will consider the expenses incurred by Tega Cay during the 12-24 repair period in an upcoming rate proceeding.
- 2) DHEC is better able to answer the question related to the intent of their Consent Order as they are the agency that issued the order. However, it appears the intent was to take enforcement action against Tega Cay for failure to comply with federal and state laws. In addition, the Consent Order sets out timeframes for corrective actions by the utility.

If you have any questions, please contact me via e-mail or at 1-800-922-1531 (Ext. 75194).

Sincerely,
Chad Campbell

Office of Regulatory Staff

